

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE: UBER TECHNOLOGIES, INC.,
PASSENGER SEXUAL ASSAULT
LITIGATION

This Document Relates to:

ALL ACTIONS

Case No. 3:23-md-03084-CRB

**[PROPOSED] ORDER ON DEFENDANTS
UBER TECHNOLOGIES, INC., RASIER,
LLC, RASIER-CA, LLC'S MOTION FOR
SANCTIONS AGAINST BRET STANLEY**

Judge: Hon. Lisa J. Cisneros
Courtroom: G-15th Floor

1 This cause coming before the Court on Defendants Uber Technologies, Inc., Rasier, LLC and
2 Rasier-CA, LLC's Motion for Sanctions against Bret Stanley, due notice given and the Court being
3 fully advised, THE COURT HEREBY FINDS:

4 1. Bret Stanley violated the Protective Order (ECF 176) by: (a) searching the MDL
5 discovery repository using the UUID of the defendant-Earner in *Smith v. Uber Technologies, Inc., et*
6 *al.*, 2022-CI-11011 (Bexar County, Texas); and (b) using the Confidential MDL document located
7 through his improper search to litigate the *Smith* case. Neither of Mr. Stanley's actions were for the
8 purpose of "prosecuting, defending, or attempting to settle [the MDL] or the [related JCCP]
9 consolidated action" ECF 176, ¶ 7.1.

10 2. Bret Stanley's violations of the Protective Order were neither "substantially justified"
11 nor would "other circumstances make an award of expenses unjust."

12 3. Bret Stanley has abused his access to the MDL discovery repository and repeatedly
13 violated the Protective Order.

14 Therefore, pursuant to Federal Rule of Civil Procedure 37(b), THE COURT HEREBY
15 ORDERS:

- 16 (a) The Plaintiffs' Steering Committee ("PSC") shall revoke Mr. Stanley's access to its MDL
17 document repository;
- 18 (b) Bret Stanley is prohibited from accessing the MDL repository, excepting only his client-
19 specific documents;
- 20 (c) Bret Stanley shall pay Defendants' reasonable attorneys' fees and costs incurred as a result
21 of Mr. Stanley's violation of the Protective Order by improperly searching and using MDL
22 documents in *Smith v. Uber Technologies, et al.*, including Defendants' fees and costs for
23 bringing this Motion;
- 24 (d) Defendants shall submit an attorneys' fees petition on or before thirty days after entry of
25 this Order.

26 Through this Order, and based on good cause shown, the undersigned recommends to the
27 District Court that it order Mr. Stanley's removal from the PSC.

1 **IT IS SO ORDERED:**

2
3 Dated: _____

4 HON. LISA J. CISNEROS
United States Magistrate Judge